

3-1-04

PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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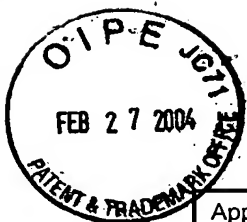
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/728,275	
	Filing Date	December 4, 2003	
	First Named Inventor	Atul Varadhachary	
	Art Unit	N/A	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission	1	Attorney Docket Number	HO-P02726US2

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 10 References
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	FULBRIGHT & JAWORSKI L.L.P. Melissa W. Acosta
Signature	
Date	February 27, 2004

Transmittal	
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Dated: February 27, 2004	Signature: Annette Devereux



Application No. (if known): 10/728,275

Attorney Docket No.: HO-P02726US2

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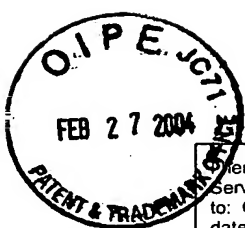
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Dated: February 27, 2004

Signature:

Annette Devereux
(Annette Devereux)

Docket No.: HO-P02726US2
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Atul Varadhachary et al.

Application No.: 10/728,275

Confirmation No.:

Filed: December 4, 2003

Art Unit: N/A

For: LACTOFERRIN IN THE REDUCTION OF
CIRCULATING CHOLESTEROL,
VASCULAR
INFLAMMATION, ATHEROSCLEROSIS
AND CARDIOVASCULAR DISEASE

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed within three months of the U.S. filing date (37 CFR 1.97(b)(1)).

A copy of each reference on the PTO/SB/08 is attached.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an

Application No.: 10/728,275

Docket No.: HO-P02726US2

admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 06-2375, under Order No. HO-P02726US2. A duplicate copy of this paper is enclosed.

Dated: February 27, 2004

Respectfully submitted,

By 

Melissa W. Acosta

Registration No.: 45,872

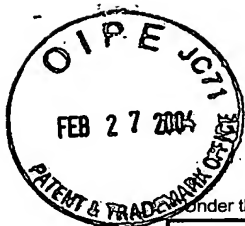
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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/728,275
				Filing Date	December 4, 2003
				First Named Inventor	Atul Varadhachary
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	HO-P02726US2

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US-20020119928	08-29-2002	McAnalley	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	BA	WO-0241912	05-30-2002	Nuclear Receptor Research limited		

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¹ Applicant's unique citation designation number (optional). ² See attached Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA	Kajikawa et al, "Lactoferrin inhibits Cholesterol Accumulation in Macrophages Mediated by Acetylated or Oxidized Low-Density Lipoproteins," Biochim Biophys Acta. 1994 Jun 23; 1213(1): 82-90.	
	CB	Croy et al, "All three LDL Receptor Homology Regions of the LDL Receptor-related Protein Bind Multiple Ligands," Biochemistry 2003 Nov. 11; 42(44): 13049-13057.	
	CC	Huettinger, M. et al, "The LDL-receptor Family: Lactoferrin and Lipid Metabolism," Adv Exp. Med Biol. 1998; 443: 107-11.	
	CD	Huettinger, m. et al, "Characteristics of Chylomicron Remnant Uptake into Rat Liver," Clin Biochem. 1988 April; 21(2): 87-92.	
	CE	van Dijk MC et al, "Recognition of Chylomicron Remnants and Beta-Migrating very-low Density Lipoproteins by the Remnant Receptor of Parenchymal Liver Cells is Distinct from the Liver Alpha 2-Macroglobulin Recognition Site," Biochem J. 1991 no. 1; 279(Pt. 3): 863-70.	
	CF	Benezra, M. et al, "A Synthetic Heparin-Mimicking Polyanionic Compound Binds to the LDL Receptor-related Protein and inhibits Vascular Smooth Muscle Cell Proliferation," J. Cell Biochem 2001; 81(1): 114-27.	
	CG	Hayashida et al, "Bovine Lactoferrin has a Nitric Oxide-dependent Hypotensive Effect in Rats," Am J Physiol Regul Integr Comp Physiol. 2004 Feb.; 286(2): R359-65.	
	CH	Llirbat et al, "Normal and Inhibited Cholesterol Synthesis in the Cultured Rat Embryo," Journal of Lipid Research Vol. 38, pp. 22-34 (1997).	

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Examiner Signature		Date Considered	
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